IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO: 7000 of 2005

Between:

M.Jagadish, S/o. Late M.Satyanarayana,
H.No.8-10, Maheswari Township, Adibatta Road, Nedargat,
R.R.District.

.... PETITIONER

AND

The Sub-Registrar, Champapet,
R.R.District.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ Mandamus, or any other appropriate writ, order or direction, declaring the declaring the action of the respondent in not receiving and registering the sale deeds presented by the petitioner in respect of the property admeasuring 300 square yards or 250.83 sq. meters situated at adjacent to Ayodya Nagar (Anurag Nagar) Meerpet Village, Saroornagar Revenue Mandal, R.R. District is illegal arbitrary and contrary to Provisions of the Registration Act, 1908 and A.P. Rules of Registration Act and pass such other order or orders.

Counsel for the Petitioner : MR.VENKATESWARLU POSANI

Counsel for the Respondent : G.P. for Stamps and Registration.

The Court, at the stage of admission, made the following :

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ORDER:

This writ petition is filed aggrieved by the inaction on the part of the respondent in registering the sale deed dated 31.07.2001 presented by the petitioner in respect of the property admeasuring 300 square yards situated adjacent to Ayodya Nagar (Anurag Nagar) Meerpet village, Saroornagar, Ranga Reddy District.

I have heard learned counsel for the petitioner and the learned Government Pleader for Stamps and Registration appearing for the respondent.

The law is well settled that as and when any document is presented for registration, the registering authority is bound to receive and process the same in accordance with the provisions of the Registration Act, 1908, but he cannot refuse to receive the document.

Accordingly, the writ petition is disposed of with a direction to the respondent to receive the document in question, process and register the same in accordance with law. It is made clear that in case the registering authority finds any objection for registering the document, it is open to him to raise such objection, but the same shall be communicated to the petitioner

within a period of two weeks from the date of receipt of this order. No costs.

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06.04.2005

Note: Furnish C.C. in three days.

(B/O)

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To

1) The Sub-Registrar, Champapet,
R.R.District.

2) Two C.Cs to the G.P. for Stamps and Registration, High Court Buildings, Hyderabad (OUT).

3) Two C.D.copies.